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FILED
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RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 SAN FRANCISCO DIVISION
14
15 UNITED STATES OF AMERICA,) No. CR 10-0653 WHA
16 Plaintiff,)
17 v.)
18 MARIO ANIBAL VILLATORO)
19 NAVARRO,)
a/k/a Amilcar Sanchez Diaz,)
a/k/a Amilcar Diaz,)
a/k/a Amilica Diaz,)
20 Defendant.)
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23 STIPULATION AND [PROPOSED]
24 ORDER EXCLUDING TIME UNDER 18
25 U.S.C. § 3161

26 On September 9, 2010, the parties in this case appeared before the Court. At that time, the
27 Court continued the matter to September 14, 2010. The parties have agreed to exclude the period
of time between September 9, 2010 and September 14, 2010, from any time limits applicable
under 18 U.S.C. § 3161. The parties represented that granting the exclusion would allow the
reasonable time necessary for effective preparation of counsel. See 18 U.S.C. §
3161(h)(7)(B)(iv). The parties also agree that the ends of justice served by granting such an

1 exclusion of time outweigh the best interests of the public and the defendant in a speedy trial. 18
2 U.S.C. § 3161(h)(7)(A). At the hearing, the Court made findings consistent with this agreement.

3 SO STIPULATED:

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5 MELINDA HAAG
United States Attorney

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7 DATED: September 21, 2010

/s/
8 LOWELL C. POWELL
Special Assistant United States Attorney

9
10 DATED: September 21, 2010

/s/
11 DANIEL BLANK
Attorney for MARIO VILLATORO NAVARRO

1
2 [PROPOSED] ORDER
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4 For the reasons stated above and at the September 9, 2010 hearing, the Court finds that
5 the exclusion from the time limits applicable under 18 U.S.C. § 3161 of the period from
6 September 9, 2010 through September 14, 2010 is warranted and that the ends of justice served
7 by the continuance outweigh the best interests of the public and the defendant in a speedy trial.
8 18 U.S.C. §3161(h)(7)(A). Denying the requested exclusion of time would deprive the parties of
9 the reasonable time necessary for effective preparation, taking into account the exercise of due
diligence. 18 U.S.C. §3161(h)(7)(B)(iv).

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11 IT IS SO ORDERED.

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13 DATED 22 Sept 2010


14 THE HONORABLE BERNARD ZIMMERMAN
United States Magistrate Judge

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